

The inevitable deduction from what has been said under the first point is, that the respondent, O'Neill, by what he did in regard to the matters in question, made the express company his agent; and that what was done by such agent in the execution of the authority and instructions directly given by him, committed offenses upon the respondent, and he is therefore responsible. That he was innocent of any purpose or intent to break the law, and was unaware that what he did was contrary to law, cannot avail him in defense.

The result is that in the cases of the State vs. O'Neill, numbers 27 and 28, the respondent takes nothing by his exceptions; and in the cases of the State vs. Ingham, numbers 29 and 30, the judgments are affirmed.

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